

**IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF ARKANSAS  
EASTERN DIVISION**

EARNEST CONROD, JR.  
REG #09239-042

PLAINTIFF

V.

2:03CV00183 GH/HDY

WILLIAM HASKIN, *et al.*

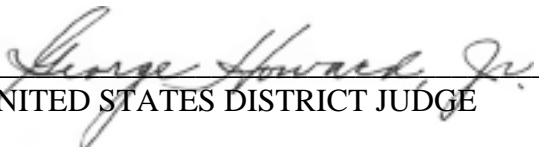
DEFENDANTS

**ORDER**

Pending before the Court is the Motion of Defendants Thompson, Watts, and Bryant, to strike Plaintiff's Notice of appeal (docket entry #82). Defendants assert that Plaintiff's appeal should be dismissed because it is premature. Although the appeal may be premature, that is a jurisdictional question that must be addressed by the Court of Appeals. Accordingly, Defendants' Motion before the District Court seeking to dismiss the appeal must be denied.

IT IS THEREFORE ORDERED THAT Defendants' Motion to strike Plaintiff's Notice of appeal (docket entry #82), be DENIED.

DATED this 15<sup>th</sup> day of September, 2005.

  
UNITED STATES DISTRICT JUDGE